

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—OCTOBER 24, 1881.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, on Monday evening, October 24th, A. D. 1881, at half-past seven o'clock, in regular session.

PRESENT—His Honor, President Layman, in the Chair, and Aldermen DeRuitter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and Wood—10.

ABSENT—None.

The Proceedings of the Board of Aldermen for the regular session, held October 10th, 1881, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

The following special message was read :

To the President and Members of the Board of Aldermen :

Gentlemen:—The Common Council, in regular session, held in the Council Chamber, Monday evening, October 3d, 1881, adopted the following motion :

“That the action of this Council in ordering a precept issued against James H. Ruddell, the owner of 85 feet west end of lots 46 and 47, in Ingram Fletcher's addition, be rescinded and annulled.”

I submit the same for your consideration.

For the Common Council:

JOS. T. MAGNER, City Clerk.

On motion, the action of the Common Council, as set forth in the foregoing message, was concurred in.

The following special message was read :

To the President and Members of the Board of Aldermen :

Gentlemen:—The Common Council, in regular session, held in the Council Chamber, October 17th, 1881, adhered to their former action in recommending that a double stone crossing be placed across McCarty street, on east side of Illinois street.

I submit the same for your consideration.

For the Common Council:

JOS. T. MAGNER, City Clerk.

Alderman Mussmann moved that the Board of Aldermen recede from their former action, and that the action of the Common Council be concurred in.

Which motion was adopted, and the action of the Common Council, as set forth in the above message, was concurred in.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 731, *ante*) was concurred in:

To the Mayor, Common Council, and Board of Aldermen:

Gentlemen:—I herewith report the following first and final estimate in behalf of J. D. Hoss, for curbing the sidewalks, and bowldering the gutters, of Lockerbie street, from East street to Liberty street.

908 $\frac{5}{100}$	lineal feet bowldering, at 48 cents.....	\$435 86
810 $\frac{3}{100}$	lineal feet curbing, at 45 cents.....	364 66
Total.....		\$800 52

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following resolution (adopted by the Common Council—see page 731, *ante*) was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis: That the accompanying first and final estimate in behalf of J. D. Hoss, for grading, bowldering and curbing the gutters of Lockerbie street, from East street to Liberty street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 7—viz. Aldermen Hamilton, Mussmann, Newman, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 732, *ante*) was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following contracts and bonds:

Contract and bond of Henry C. Roney, for grading and paving with brick the sidewalks of Bates street, from Noble street to Grant street. Bond, \$2,000; surety, A. Haywood.

Contract and bond of W. J. Freaney, for erecting lamp-posts, lamps and fixtures, complete to burn gas, except service pipes, on Greer street, between Stevens and Buchanan streets. Bond, \$200; surety, Henry Wetzel.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following report from the City Civil Engineer (see page 732, *ante*) was read and received :

To the Mayor, Common Council, and Board of Aldermen :

Gentlemen:—I herewith make the following report for your consideration and action thereon:

At the last session of your honorable bodies the contract for painting the city bridges was awarded to H. S. Lathrop. Said contractor has failed to file the necessary bond for said work, claiming that he misunderstood the true meaning of the specifications for said work; therefore he can not do the work for the prices bid.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following report from the City Clerk was read :

To the Mayor, Common Council, and Board of Aldermen :

Gentlemen:—I herewith report the following entitled affidavits, now on file in my office, for the collection of street assessments by precepts, to-wit:

Richard Carr vs. Rachael Boehme, for.....	\$82 96
Fred. Gansberg vs. Martha L. Hetzelgesser, for.....	44 55
Fred. Gansberg vs. Regina Stein, for.....	22 07

And recommend you order the precepts to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

On motion, the action of the Common Council on the above report (see page 732, *ante*) was concurred in, and the precepts ordered to issue by the following vote :

AYES, 5—viz. Aldermen Mussmann, Newman, Seibert, Wood, and President Layman.

NAYS, 2—viz. Aldermen Hamilton, and Tucker.

The following report from the Chief Fire Engineer (see page 733, *ante*) was read; and, on motion by Alderman Tucker, was referred to the Committee on Fire Department:

Indianapolis, Oct. 17, 1881.

To the Honorable Mayor Grubbs, Board of Aldermen,

and Common Council of the City of Indianapolis, Ind. :

Gentlemen:—I have been officially notified by the Water Works Company that the following hydrants have been placed in position :

- No. 602—Southwest corner Meridian and Fourth streets.
- No. 603—Northwest corner Meridian and Fifth streets.
- No. 604—Northwest corner Meridian and Seventh streets.
- No. 605—Northwest corner Meridian and Ninth streets.
- No. 606—Southeast corner Illinois and Eleventh streets.
- No. 607—Southeast corner Illinois and Ninth streets.

These hydrants have been tested, and are in good order. The pressure, however, at the time was not sufficient to throw a stream that would be effective in case of fire. Each of these hydrants has but one opening. Date of service commences October 1, 1881.

Respectfully submitted.

J. G. PENDERGAST, Chief Fire Engineer.

The following petition (see page 734, *ante*) was read; and, on motion by Alderman Tucker, was referred to the Committee on Finance and Accounts and Claims, and City Attorney:

To the Honorable Board of Commissioners of Marion County, Indiana:

The Mayor, Common Council and Board of Aldermen of the city of Indianapolis, Marion county, Indiana, respectfully represent and show that they are desirous of having annexed to the city of Indianapolis the following unplatted lands and territory which is now contiguous to the present corporate limits, to-wit: A certain tract of land containing 2 and $\frac{2}{100}$ acres of land, more or less, situated in the north half of the south-west quarter of section thirty-five (35), township sixteen (16), north range three (3) east, in Marion county, Indiana, and described as follows, to-wit: Commencing at a point in the center of the Michigan road where a line running east and west through the center of Mill street, as shown upon the plat of Brett, Braden & Co.'s subdivision, if extended would intersect the center line of the Michigan road, thence west along the center of said Mill street six hundred (600) feet, more or less, to the east line of lot 37 of Brett, Braden & Co.'s subdivision of a part of said section; thence north one hundred and sixty-six (166) feet, more or less, to the north line of said lot 37; thence east six hundred (600) feet, more or less, to the center of the Michigan road; thence south along the center of said road to the place of beginning; and also the fifteen foot alley lying along the north side of said tract, and the whole of Mill street on the south side of said tract; and also the whole of the Michigan road, or West street, lying on the east side of said tract. A plat of the said lands and streets and alleys so desired to be annexed is herewith filed and made a part hereof, and marked exhibit "A." The said land is owned by the following named parties, to-wit: Maria Goas, Mary S. Drew, Emanuel O. Albert, J. H. Myers, R. F. Kennedy, James and Edward Storms, T. B. O'Connell and Charles E. & Hannah W. Harris. The said Maria Goas being the owner of, 220 feet of the east end thereof, and marked tract No. 1; the said Mary S. Drew being the owner of 60 feet east and west, by 166 feet north and south, and lying immediately west of said tract No. 1, and is marked on said plat as tract No. 2; the said J. H. Myers being the owner of tract 3, as marked on said plat, and being 30 by 166 feet; the said Emanuel O. Albert being the owner of tract No. 4, as shown upon said plat; the said R. F. Kennedy being the owner of tract No. 5, as shown by said plat; the said James and Edward Storms being the owners of tract No. 6, as shown upon said plat; the said T. B. O'Connell being the owner of tract No. 7, as shown upon said plat; and the said Charles E. & Hannah W. Harris being the owners of tract No. 8, as shown upon said plat.

Your petitioners would further show that said described tract of land should be annexed to said city for the following reasons, to-wit:

- 1st. Because it is essential that the police powers of said city should be extended over said territory.
- 2d. Because it is essential to the proper laying out and improvement of streets and alleys.
- 3d. Because said annexation is for the benefit of the public generally.

Your petitioners therefore pray that your honorable body order the annexation of the above and foregoing described territory and tracts of land to the said city of Indianapolis, and extend the corporate limits so as to include the same.

The Mayor, Common Council, and Board of Aldermen of the city of Indianapolis,
By JOHN A. HENRY, City Attorney.

The following resolution (adopted by the Common Council—see page 735, *ante*) was read; and, on motion by Alderman Tucker, was referred to the Committee on Finance and Accounts and Claims, and City Attorney:

Resolved, That the above and foregoing petition, prepared by the City Attorney, for the annexation of certain territory therein described, be and the same is hereby adopted as the petition of the Common Council and Board of Aldermen of the city of Indianapolis to the Board of Commissioners of Marion County, Indiana, and the City Clerk is hereby directed to file the same with a certified copy of this resolution and the motion heretofore adopted on this subject, together with the vote of the Common Council and Board of Aldermen thereon, in the office of the Auditor of Marion county, Indiana.

Resolved, That the City Clerk be and he is hereby directed to cause the proper notice of the pendency of said petition to be at once published as required by law.

The following report from the Fire Board (see page 735, *ante*) was read; and, on motion by Alderman Tucker, was referred to the Committee on Fire Department:

Indianapolis, Oct. 17th, 1881.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen:—Your order directing us to examine the cistern at the crossing of Ash and Tenth streets, we would respectfully report that we have attended to that duty, and find located there a large well which would be perfectly useless in case of fire, and we would recommend that the crown be taken off of said well and that the walls be sunk to an additional five (5) feet, and that the crown be put on again, which we think will afford a sufficient supply of water for that locality in case of fire.

Respectfully submitted,

Isaac Thalman,
Phil. Reichwein,
N. Yoke,

Fire Board.

JOHN G. PENDERGAST, Chief Fire Engineer.

The mortality report of the Board of Health (see pages 735 and 736, *ante*) was read and received.

The following report from the Board of Health (see page 736, *ante*) was read; and, on motion by Alderman Tucker, was referred to the Committees on Water and Public Health, and Contracts and Bridges:

Indianapolis, Ind., Oct. 10th, 1881.

To the Honorable Mayor and Common Council of the City of Indianapolis:

Gentlemen:—The Board of Health, to whom was referred the question of repealing the ordinance granting M. H. Wright the privilege of erecting and maintaining a slaughtering and grease rendering establishment on the stockyard grounds, would respectfully report that on February 23d, 1881, this Board unanimously adopted the following resolution: "That the Board recommend that an ordinance be passed authorizing said establishment, and prohibiting the rendering of putrid flesh by the same; and prohibiting all tendencies toward a nuisance." This Board see no reason to change their opinion or ruling, and we still think that an establishment situated in that locality, and conducted in accordance with the above resolution would not become a nuisance, or deleterious to the public health.

Respectfully submitted,

E. S. Elder, M. D., Pres.,
W. E. Jeffries, M. D., Sec.,
W. J. Elstun, M. D.,

Board of Health.

The following petition was read (see page 736, *ante*) and, on motion by Alderman Tucker, was referred to the Committees on Water and Public Health, and Contracts and Bridges:

Indianapolis, Oct. 17th, 1881.

To the Mayor, Common Council, and Board of Aldermen of the City of Indianapolis:

Gentlemen:—The undersigned would respectfully show that some months since they submitted to the city a bid, or proposal, to remove and care for the dead animals of the city for the term of one year; that such bid was received by the Common Council and the contract awarded by them upon it, but that when the matter came before the Board of Aldermen it was referred by them to a committee, and has never been acted upon. We would further show that at the time of making such bid and proposal, we supposed that it was understood by all the parties that we should in part render such dead animals at our establishment near the stockyards; that since submitting the same we have been informed that there was objection to having any of such dead animals rendered at our establishment, and that a number of the Councilmen and Aldermen object to the same. We therefore respectfully ask to decline to comply with our said bid, and that you will consent to the withdrawal of the said proposal and release us from any further obligations in the matter.

Respectfully,

INDIANAPOLIS PACKING AND RENDERING CO.,
By M. H. Wright, Manager.

The following resolution (adopted by the Common Council—see page 737, *ante*) was read; and, on motion by Alderman Tucker, was referred to the Committees on Water and Public Health, and Contracts and Bridges:

Resolved, By the Common Council, the Board of Aldermen concurring, That the establishment of M. H. Wright has and does render putrid dead animal flesh, and said establishment has violated other requirements of the resolution set out in the report of the Board of Health.

The following report from the Committee on Markets was read; and the favorable action of the Common Council thereon (see page 743, *ante*) was concurred in:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Markets, to whom was referred the resolution introduced in Council, October 3d, 1881, relative to governing and conducting the retail markets at the city market houses, would report: We have investigated the matter and instructed the Market Masters to strictly enforce all ordinances governing the same.

Respectfully submitted,

Henry J. Mauer,
Allen Caylor,
Pat. Harrold,
Committee on Markets.

The following report from the Committee on Contracts was read; and the favorable action of the Common Council thereon (see page 743, *ante*) was concurred in:

To the Mayor and Common Council:

Gentlemen:—The Committee on Contracts, to whom was referred the following proposals presented to the Council this 17th day of October, 1881, have examined the same and find them to be as follows, viz.:

For building a brick sewer in and along the first alley east of Meridian street, from Maryland street to and connecting with the Georgia street sewer:

Augustus Bruner, for sewer \$1.40 per lineal foot each side; for timber left in excavation, 30 cents per lineal foot front on each side; man-holes, \$40 each; catch-basins, \$75 each.

J. S. Whitsit, for sewer, \$2.25 per lineal foot; for timber left in excavation, 60 cents per lineal foot; man-holes, \$30 each; catch-basins, \$70 each.

J. S. Whitsit being the lowest and best bidder, recommend he be awarded the contract.

For grading and paving with brick the north sidewalk of St. Mary street, from Delaware street to Alabama street:

R. H. Patterson, 47 cents per lineal foot front.

J. L. Spaulding, 44 cents per lineal foot front.

H. C. Roney, 45 cents per lineal foot front.

J. D. Hoss & Co., 39½ cents per lineal foot front.

J. D. Hoss & Co. being the lowest and best bidder, recommend he be awarded the contract.

For grading and paving with brick and curbing with stone, where not already properly paved or curbed, the north sidewalk of Maryland street, from West street to Hellen street.

H. C. Roney, paving, 58 cents per lineal foot front; curbing, 48 cents per lineal foot front.

John Schier, paving, 53 cents per lineal foot front; curbing, 47 cents per lineal foot front.

R. H. Patterson, paving, 52 cents per lineal foot front; curbing, 45 cents per lineal foot front.

J. D. Hoss & Co., paving, 46 cents per lineal foot front; curbing, 45 cents per lineal foot front.

J. L. Spaulding, paving, 47 cents per lineal foot front; curbing, 42 cents per lineal foot front.

J. L. Spaulding being the lowest and best bidder, recommend he be awarded the contract.

Respectfully submitted,

Isaac Thalman,
E. H. Koller,
Edward H. Dean,
Committee on Contracts.

The following clauses from the report of the Committee on Streets and Alleys (see pages 745 and 746, *ante*) were read; and, on motion by Alderman Tucker, were referred to the Committee on Streets & Alleys and Sewers & Drainage:

1st. Is a motion to grant John Rother permission to sink a driven well in front of property, corner of Virginia avenue and Pine street.

Recommend said permit be granted, providing he complies with all ordinances governing the same.

2d. Is the petition of J. M. Ridenour et al., asking that the name of Smock and Williams street be changed to Eighth street.

Recommend said change be made, and herewith present a resolution relative thereto.

3d. Is a petition of F. M. Churchman, S. A. Fletcher and J. F. Holt, asking for the vacation of a part of Madison street and part of first alley north of Madison street, in Hanna heirs' addition.

We have examined the locality of said vacation, and believe such vacation should be made. Therefore recommend the accompanying resolution relative thereto be adopted.

We recommend the name of Bellefontaine street be changed to Garfield place.

The following resolutions (adopted by the Common Council—see page 746, *ante*) were read; and, on motion by Alderman Tucker, were referred to the Committee on Streets & Alleys and Sewers & Drainage:

Resolved, That the name of Smock street, east to Delaware street, and Williams street, from Pennsylvania street to a point half square west of Mississippi street, and the first street north of Seventh street, from the west line of Allen & Root's addition to Central avenue, the whole line designated to be recorded and known as Eighth street.

Resolved, That the matter of vacating so much of that portion of Madison street adjoining lots 28 and 31 inclusive, and so much of the first alley north of Madison street as adjoins lots 1, 2, 3, 28, 29 and 30, all in Hanna heirs' addition to the city of Indianapolis, together with the petition and plat presented in such case, be referred to the City Commissioners for their action thereon, as soon as a sufficient number of the persons who have signed aforesaid petition, shall file in the office of the City Clerk, a bond or agreement to hold the city of Indianapolis free and harmless of the payment of any and all damages that may be appraised on account of said vacations.

The following report from the Finance Committee was read; and the favorable action of the Common Council thereon (see page 747, *ante*) was concurred in:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Finance, to whom was referred the reports of City Treasurer and City Clerk for the month of September, would report, we have examined the books of said officers, and find the reports made to your honorable body to be in form and correct. We recommend the approval of the same.

Respectfully submitted,

John R. Pearson,
Isaac Thalman,
E. H. Koller,
B. Ward,
F. Hartmann,
Committee on Finance.

The following report from the Finance Committee (see page 747, *ante*) was read; and, on motion by Alderman Seibert, was referred to the Committee on Finance and Accounts & Claims:

To His Honor, the Mayor, Members of the Common Council and Board of Aldermen:

Gentlemen:—Your Committee on Finance report on the following petition:

"Your petitioners would respectfully represent that on the 13th day of February, 1879, they purchased at public sale held on that day a tax sale certificate on lot 32, in square 20, Johnson's subdivision, in Johnson heirs' addition, sold for the tax of 1877 and 1878, in the name of M. H. & J. C. Smith, for which they paid the sum of \$76.70.

"The sale was erroneous, from the fact that the property was also listed, and the taxes kept paid up in the name of J. C. Smith.

"Your petitioners would therefore ask and demand that the above sum (\$76.70), with interest from February 13th, 1879, be refunded them, and as in duty bound your petitioners will ever pray.

S. A. Fletcher & Co."

Your Committee on Finance have examined the above statement, and find them true and correct as stated, and ask the prayer of the petitioners be granted.

John R. Pearson,
Isaac Thalman,
B. Ward,
Frederick Hartmann,
Committee on Finance.

The following motions (adopted by the Common Council—see page 755, *ante*) were read, and referred to the Committee on Streets & Alleys and Sewers & Drainage :

That the City Civil Engineer be, and is hereby, ordered to so arrange the culverts at the corner of Indiana avenue and Mississippi street in such a manner that the property in this vicinity may not be damaged by water.

That the Street Commissioner be, and is hereby, fully authorized to offer a reward for information and conviction of any person or persons destroying or stealing any portion of the fence on West Michigan street, built by the city for the protection of travel on said street. Said reward to be placed at the sum of \$25.00.

The following entitled ordinances (passed by the Common Council) were severally read the first time :

G. O. 58, 1881—An Ordinance authorizing the issuance of a daily licence to Henry Bishop, to exhibit his Ornithological Museum, and fixing the amount of license money to be paid by said Bishop.

Ap. O. 64, 1881—An Ordinance appropriating the sum of Five Thousand (\$5,000) Dollars, on account of the Street Repairs Department of the city of Indianapolis.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Contracts and Bridges, through Alderman Wood, submitted the following report :

To the President and Members of the Board of Aldermen :

Gentlemen:—Your Committee on Contracts and Bridges, to whom was referred the report of the City Clerk recommending certain precepts to issue against property holders, for non-payment of assessments for street improvements (see pages 673 and 674, *ante*);

Recommend that the action of the Common Council, in ordering said precepts to issue, be concurred in.

Respectfully submitted,

George P. Wood,
John Newman,
Brainard Rorison,
Committee.

On motion, the above report was approved, and the action of the Common Council in ordering the precepts to issue (see pages 673 and 674, *ante*) was concurred in by the following vote :

AYES, 8—viz. Aldermen Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

Alderman Hamilton, in behalf of the Committee on Finance and Accounts & Claims, submitted the following minority and majority reports:

Indianapolis, October 24th, 1881.

To the President and Members of the Board of Aldermen:

Gentlemen:—The undersigned, Committee on Finance, to whom was referred a motion to expend \$10,000 during the year 1882, for the improvement of "Garfield Park," and that said amount be expended under the direction of Board of Public Improvements, etc., and placed in appropriation ordinances each month, recommend that said motion be not adopted.

Respectfully submitted,

F. W. Hamilton,
Committee on Finance.

The undersigned report against said motion, for the reason that anything contemplating or directing the expenditure of city revenue, cannot originate in this Board, under the direction and regulation of the F. J. Van Vorhis act providing for incorporation of cities, etc., approved in due form, March 8th, 1881, by the State legislature.

Respectfully submitted,

Hiram Seibert,
D. Mussmann,
Committee.

Alderman Seibert moved that the majority report be concurred in.

Which motion was adopted, and the majority report concurred in by the following vote:

AYES, 6—viz. Aldermen Drew, Mussmann, Newman, Seibert, Tucker, and Wood.

NAYS, 3—viz. Aldermen Hamilton, Rorison, and President Layman.

The Finance Committee, through Alderman Hamilton, submitted the following reports; which were severally concurred in:

Indianapolis, October 24th, 1881.

To the President and Members of the Board of Aldermen:

Gentlemen:—The undersigned, Finance Committee, to whom was referred a motion in words as follows, to-wit:

"That 450 water plugs or hydrants, judiciously located, is all that the city needs, in addition to the regular Fire Department, for protection against fire, it is hereby ordered that the Fire Board, with the committee of this Board and Chief Fire Engineer, designate where such plugs or hydrants shall be located, to the best possible advantage, and that all others from this date shall be discontinued and not paid for."

Respectfully report that it is our opinion that the Council and Board of Aldermen have a right to say that they will take and pay for one hydrant, five hundred, or any number that they think necessary; and we recommend that said motion be adopted.

Respectfully submitted,

H. Seibert,
Committee on Water.

F. W. Hamilton,
H. Seibert,
Committee on Finance.

Indianapolis, Oct. 24th, 1881.

To the President and Members of the Board of Aldermen:

Gentlemen:—The undersigned committee, to whom was referred a motion in regard to office supplies, as follows:

"That the Committee on Supplies of this Board, be, and are hereby, directed not to sign for any expenditures of money unless the same shall have first been ordered by the Council and Board of Aldermen."

Respectfully recommend that said motion be adopted, and express the opinion that no committee or board should contract for the expenditure of money unless

approved by the Board of Aldermen and Common Council, otherwise it is impossible to control the estimates of expenses, the revenue of the city, and tax levies.

Respectfully submitted,

F. W. Hamilton,
H. Seibert,
D. Mussmann,
Committee on Finance.

Indianapolis, Oct. 24th, 1881.

To the President and Members of the Board of Aldermen:

Gentlemen:—The undersigned, Finance Committee, to whom was referred sundry matters and petitions in regard to alleged illegal assessment and collection of taxes, the refunding of which was recommended by Council, report as follows, to-wit:

1st. Is a petition of E. B. Hutchinson, to refund him \$50.06, on a purchase at tax sale of 1878, of Lot 33, Out-lot 50, of Bradshaw's subdivision, Indianapolis, on account of the personal tax of George W. Harland, a former owner of said lot, being carried forward and included in the amount of such sale, and, as he sets out, was set aside by the Superior Court, as illegal, and not a lien on such real estate.

We recommend that the action of Council be concurred in, and that said amount be refunded.

2d. Is a petition of Wm. T. Steele, to refund him \$144.00, on sale of 1880, of Lot 9, in Hanna & Hanway's Oak Hill addition to Indianapolis, on account of personal property tax of John L. Hanna for years 1876, 1877, 1878 and 1879. One Brinkman having purchased said lot in 1872, and in 1880 having lost his title thereto by foreclosure, petition claims that such lot cannot be held for such personal property tax of said Hanna.

We recommend that the action of Council be concurred in, and said amount refunded.

3d. Is a petition of John W. Ray, Receiver, to refund him taxes paid for 1880, on \$1,000 improvements on Lot 12, Square 82, Newell's subdivision to city, and on \$100 improvements on Lot 8, Block 40, Kelly's subdivision of Hanna & Hanway's Oak Hill addition.

We have ascertained that no improvements should have been charged on said lots, and recommend that the action of Council be concurred in, except that the amount of such taxes erroneously paid, be refunded without interest.

4th. Is a petition of Wm. Vehling, to refund him \$7.82, for bowldering gutter on west side of New Jersey street, across mouth of first alley south of South street.

We have ascertained that such work was done by Mr. Vehling, and as cheaply as could have been done on contract by the city, and that he is justly entitled to said amount. We recommend he be paid the \$7.82 so expended.

Respectfully submitted,

D. Mussmann,
H. Seibert,
F. W. Hamilton,
Committee on Finance.

The Finance Committee, through Alderman Hamilton, submitted the following report; which was received:

Indianapolis, Oct. 24th, 1881.

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Finance Committee, to whom was referred a motion in words as follows, to-wit:

"That the Finance Committee of this Board examine and report at the next meeting of this Board, the amount of fees received by the City Clerk for the year commencing June 1st, 1880, and ending June 1st, 1881, also, amount of fees received by the East and West Market Masters during same year."

Respectfully report, and herewith submit statements furnished and certified by the City Clerk, showing fees by east Market Master.....	\$1,563 05
Fees received by west Market Master.....	767 68
Fees received by City Clerk.....	1,327 50

Total..... \$3,658 23

Respectfully submitted,

F. W. Hamilton,
Hiram Seibert,
D. Mussmann,
Committee on Finance.

The Committee on Streets & Alleys and Sewers & Drainage, through Alderman Seibert, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Streets & Alleys and Sewers & Drainage, to whom the following motions were referred, would report:

1st. Is a motion that the Street Commissioner be instructed to clean the gutters of Alabama street, between North street and Home avenue.

Recommend the action of Common Council, in adopting said motion, be concurred in.

2d. Is a motion "that the Street Commissioner notify the Citizens' Street Railway Company to fill the center of their tracks on Virginia avenue, from South street to its southern terminus, so as to conform to the established grade of the street, if said work is not done in thirty days, that the Street Commissioner proceed to do the work, and collect the cost thereof from said railway company."

Recommend the action of the Common Council, in adopting said motion, be concurred in, and the improvement made of good raked river gravel.

Respectfully submitted,

Hiram Seibert,
H. E. Drew,
Committee.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Hamilton offered the following motion; which was adopted:

That the Street Commissioner remove obstructions to free passage of water in gutters of Pine street, north of North street.

Alderman Tucker offered the following resolution:

Resolved, That this Board of Aldermen will not pass any further appropriation ordinances for the payment of more than one Sanitary Policeman for the months of November, December, January, February, March and April.

Alderman DeRuiter moved to refer the above resolution to the Committee on Police Department.

Which motion to refer failed of adoption.

The resolution was then adopted by the following vote:

AYES, 7—viz. Aldermen Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS, 2—viz. Aldermen Drew, and Wood.

Alderman Layman offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, directed to lay foot crossings at the intersection of St. Marys street and Delaware street.

PENDING ORDINANCES.

On motion, S. O. 132, 133 and 134, 1881, were referred to the Committees on Streets & Alleys and Sewers & Drainage.

The following entitled ordinance was read the second and third times:

S. O. 128, 1881—An Ordinance to provide for grading and bowldering the first alley north of Ohio street, from Meridian street to Bird street.

And it was passed by the following vote:

AYES, 9—viz. Aldermen Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

The following entitled ordinance was read the second and third times:

S. O. 145, 1881—An Ordinance to provide for grading and graveling Ohio street and sidewalks, and bowldering the gutters thereof, from 222 feet east of Harvey street to the first alley west of Hanna street.

And it was passed by the following vote:

AYES, 5—viz. Aldermen Drew, Mussmann, Newman, Rorison, Seibert, Tucker, and Wood.

NAYS, 2—viz. Alderman Hamilton, and President Layman.

The following entitled ordinance was read the second and third times:

S. O. 146, 1881—An Ordinance to provide for grading and bowldering the south gutter, and curbing with stone and paving with brick the south sidewalk, of Ohio street, from Harvey street to a point 222 feet east of Harvey street.

And it was passed by the following vote:

AYES, 7—viz. Aldermen Drew, Mussmann, Newman, Rorison, Seibert, Tucker, and Wood.

NAYS, 2—viz. Alderman Hamilton, and President Layman.

Alderman Seibert moved to suspend the rules for the purpose of placing Ap. O. 64, 1881, and G. O. 54, 1881, on their final passage.

Which motion was adopted, and the rules suspended by the following vote:

AYES, 9—viz. Aldermen Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

The following entitled ordinance was read the second time :

Ap. O. 64, 1881—An Ordinance appropriating the sum of Five Thousand (\$5,000) Dollars on account of the Street Repairs Department of the city of Indianapolis.

Alderman Hamilton offered the following amendment to the above ordinance ; which was adopted :

To amend by inserting, after the words "such work," the following: "And that of said sum of five thousand dollars hereby appropriated, the sum of one hundred dollars shall be by the Street Commissioner expended in each ward of the city, under the direction of Councilman of the ward and Alderman of the district."

Alderman Tucker offered the following amendment to the above ordinance ; which was adopted :

That no amounts of money, as authorized by this appropriation ordinance, be expended without said amounts having first been approved by the Aldermanic Committee on Streets and Alleys, except the cleaning of bowldered streets and alleys, and gutters where bowldered.

The ordinance Ap. O. 64, 1881, was then ordered engrossed as amended, read the third time, and passed by the following vote :

AYES, 9—viz. Aldermen Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

The following entitled ordinance was read the second and third times :

G. O. 58, 1881—An Ordinance authorizing the issuance of a daily license to Henry Bishop, to exhibit his Ornithological Museum, and fixing the amount of license money to be paid by said Bishop.

And it was passed by the following vote :

AYES, 10—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

On motion, the Board of Aldermen then adjourned.

JAMES T. LAYMAN, President.

Attest: **GEO. T. BREUNIG**, Clerk.